

AR TGA

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|  |    |                        |                      |
|--|----|------------------------|----------------------|
|  |    | Application No.        | 09/929,380           |
|  |    | Filing Date            | August 13, 2001      |
|  |    | First Named Inventor   | Satyendra Yadav      |
|  |    | Art Unit               | 2195                 |
|  |    | Examiner Name          | Lewis A. Bullock Jr. |
| Total Number of Pages in This Submission | 24 | Attorney Docket Number | 42390P11648          |

### ENCLOSURES (check all that apply)

|   |   |   |
|---|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><br><input checked="" type="checkbox"/> Amendment / Response<br><input checked="" type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> PTO/SB/08<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Basic Filing Fee<br><input type="checkbox"/> Declaration/POA<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s)<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> * Return Receipt Postcard  |   |   |
| Remarks   |   |   |

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|                         |  |
|-------------------------|--|
| Firm or Individual name | Gregory D. Caldwell, Reg. No. 39,926<br>BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP |
| Signature               |  |
| Date                    | May 26, 2006   |

### CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

|                        |                 |
|------------------------|-----------------|
| Typed or printed name/ | Theresa Belland |
| Signature              |                 |
| Date                   | May 26, 2006    |

Based on PTO/SB/21 (09-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 11/30/2005.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



MAY 31 2006

# FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

|                         |       |
|-------------------------|-------|
| TOTAL AMOUNT OF PAYMENT | (\\$) |
|-------------------------|-------|

**Complete if Known**

|                      |                      |
|----------------------|----------------------|
| Application Number   | 09/929,380           |
| Filing Date          | August 13, 2001      |
| First Named Inventor | Satyendra Yadav      |
| Examiner Name        | Lewis A. Bullock Jr. |
| Art Unit             | 2195                 |
| Attorney Docket No.  | 42390P11648          |

**METHOD OF PAYMENT (check all that apply)**

Check  Credit card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayment of fee(s)  Credit any overpayments

under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

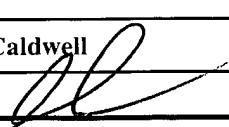
**FEE CALCULATION****Large Entity      Small Entity**

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description  | Fee Paid |
|----------|----------|----------|----------|--|----------|
| 1051     | 130      | 2051     | 65       | Surcharge - late filing fee or oath                              |          |
| 1052     | 50       | 2052     | 25       | Surcharge - late provisional filing fee or cover sheet.          |          |
| 2053     | 130      | 2053     | 130      | Non-English specification  |          |
| 1251     | 120      | 2251     | 60       | Extension for reply within first month                           |          |
| 1252     | 450      | 2252     | 225      | Extension for reply within second month                          |          |
| 1253     | 1,020    | 2253     | 510      | Extension for reply within third month                           |          |
| 1254     | 1,590    | 2254     | 795      | Extension for reply within fourth month                          |          |
| 1255     | 2,160    | 2255     | 1,080    | Extension for reply within fifth month                           |          |
| 1401     | 500      | 2401     | 250      | Notice of Appeal   |          |
| 1402     | 500      | 2402     | 250      | Filing a brief in support of an appeal                           |          |
| 1403     | 1,000    | 2403     | 500      | Request for oral hearing   |          |
| 1451     | 1,510    | 2451     | 1,510    | Petition to institute a public use proceeding                    |          |
| 1460     | 130      | 2460     | 130      | Petitions to the Commissioner                                    |          |
| 1807     | 50       | 1807     | 50       | Processing fee under 37 CFR 1.17(q)                              |          |
| 1806     | 180      | 1806     | 180      | Submission of Information Disclosure Stmt                        |          |
| 1809     | 790      | 1809     | 395      | Filing a submission after final rejection (37 CFR § 1.129(a))    |          |
| 1810     | 790      | 2810     | 395      | For each additional invention to be examined (37 CFR § 1.129(b)) |          |

Other fee (specify) \_\_\_\_\_

SUBTOTAL (2) (\$)

Complete (if applicable)

|                   |   |                                      |        |           |                |
|-------------------|---|--------------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Gregory D. Caldwell   | Registration No.<br>(Attorney/Agent) | 39,926 | Telephone | (503) 439-8778 |
| Signature         |  |                                      |        | Date      | 05/26/06       |

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wlr) 12/15/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
                            )  
                            )  
                           Satyendra Yadav       )  
                            )  
                           )  
Serial No.: 09/929,380       )  
                            )  
                           )  
Filed: August 13, 2001       )  
                            )  
                           )  
For: Apparatus and Method for Scalable       )  
                           Server Load Balancing       )  
                            )  
                           )  
Examiner: L. A. Bullock Jr.       )  
                            )  
                           )  
Group Art Unit: 2631       )  
                            )  
                           )  
Docket No.: P11648       )  
                            )  
                           )  
                           )

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE AFTER FINAL**

Sir:

This response is submitted in accordance with 37 C.F.R. § 1.116 in response to a final office action.

**INTRODUCTORY COMMENTS**

The following remarks are proposed in response to the Final Office Action mailed March 9, 2006, and in response to the Examiner Interview held on May 18, 2006.

Claims 5-12, 32-45, and 65-78 are currently pending in the application, and claims 5-12, 39-45, and 72-78 stand rejected. Claims 32-38 and 65-71 stand allowed. No claim amendments are proposed in this response.

Applicant respectfully requests reconsideration of the application in view of the remarks set forth herein.